

**Baker & Hostetler LLP**

45 Rockefeller Plaza

New York, NY 10111

Telephone: (212) 589-4200

Facsimile: (212) 589-4201

*Attorneys for Irving H. Picard, Trustee  
for the Substantively Consolidated SIPA Liquidation  
of Bernard L. Madoff Investment Securities LLC  
and the Estate of Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION  
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT  
SECURITIES LLC,

Defendant.

NO. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation  
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

FEDERICO CERETTI, ET AL.

Defendants.

Adv. Pro. No. 09-1161 (SMB)

**STIPULATION EXTENDING TIME TO RESPOND TO FOURTH  
AMENDED COMPLAINT**

Upon the request of defendants Federico Ceretti, Carlo Grosso, FIM Advisers LLP, and  
FIM Limited (together, the "FIM Defendants"), by and through their undersigned attorneys, for a

further extension of time beyond September 19, 2014, as provided by the “Stipulation Extending Time to Respond to Fourth Amended Complaint” [Doc #105]; and the respective counsel for the Trustee and the FIM Defendants having conferred; and the FIM Defendants having represented through their counsel that they will appear and defend (*i.e.*, not default), in this proceeding; it is hereby stipulated and agreed by and between the undersigned herein:

The deadline by which the FIM Defendants may move, answer or otherwise respond to the Fourth Amended Complaint is extended from September 19, 2014 up to and including October 10, 2014.

Nothing in this Stipulation is a waiver of any of the FIM Defendants’ right to request from the Court a further extension of the deadline set forth above and/or the Trustee’s right to object to any such request.

Undersigned counsel for the FIM Defendants expressly represent: (i) service of the Summons and Complaint in the above-captioned adversary proceeding was properly and timely effected upon them, and (ii) they have the authority to, and hereby waive any defenses based on insufficiency of process or insufficiency of service of process of the Summons and Complaint on behalf of the FIM Defendants.

The parties to this Stipulation agree that entering into this Stipulation does not constitute submission by the FIM Defendants to the jurisdiction of this Court and, except as expressly set forth herein, the parties to this Stipulation reserve all rights and defenses they may have, and entry into this Stipulation shall not impair or otherwise affect such rights and defenses, including to challenge the jurisdiction of the Court in this Court or any other court.

This Stipulation may be signed by the parties in any number of counterparts, each of which when so signed shall be an original, but all of which shall together constitute one and the

same instrument. A signed facsimile, photostatic or electronic copy of this Stipulation shall be deemed an original. This stipulation is entered into pursuant to the Order Granting Supplemental Authority to Stipulate to Extensions of Time to Respond and Adjourn Pre-Trial Conferences (ECF No. 7037) in the above-captioned case (No. 08-01789 (BRL)).

Dated: August 21, 2014  
New York, New York

BAKER & HOSTETLER LLP

PAUL HASTINGS LLP

By: /s/ David J. Sheehan  
45 Rockefeller Plaza  
New York, New York 10111  
Telephone: (212) 589-4200  
Facsimile: (212) 589-4201  
David J. Sheehan  
Email: dsheehan@bakerlaw.com  
Geraldine E. Ponto  
Email: gponto@bakerlaw.com

*Attorneys for Plaintiff Irving H. Picard,  
Trustee for the Substantively Consolidated  
SIPA Liquidation of Bernard L. Madoff  
Investment Securities LLC and the Estate of  
Bernard L. Madoff*

By: /s/ Jodi Kleinick  
75 East 55<sup>th</sup> Street  
New York, New York 10022  
Telephone: (212) 318-6000  
Facsimile: (212) 230-7691  
Jodi Kleinick  
Email: jodikleinick@paulhastings.com  
Barry Sher  
Email: barrysher@paulhastings.com  
Mor Wetzler  
Email: morwetzler@paulhastings.com

*Attorneys for Defendants Federico Ceretti,  
Carlo Grosso, FIM Limited, and FIM  
Advisers LLP*